

REMARKS

Amendments to the claims

Claim 3 has been amended as an object of a single sentence. No new matter has been added.

A new independent claim 16 was added. Claim 16 recites the features of claim 1 in a clarified language.

No new matter was added.

Objections to the claims

Claim 3 stands objected to for containing two ending periods. Applicants note that claim 3 has been amended to recite a single sentence, and respectfully request the Examiner to withdraw the present objection.

Rejection under 35 U.S.C. 102

Claims 1-3, 12-13 and 15 stand rejected under 35 U.S.C. 102(e) as being anticipated by U.S. Patent No. 6,708,221 to Mendez. Applicants respectfully disagree.

Claim 1

The Examiner opines that Mendez teaches, as claim 1, *"a process for executing a downloadable service with specific access rights to at least one profile file in a user's computer"* (see abstract).

Applicants note that the abstract of Mendez recites: *"A client stores a first set of workspace data, and is coupled via a computer network to a global server. The client may be configured to synchronize portions of the first set of workspace data with the global server, which stores independently modifiable copies of the portions. The global server may also store workspace data which is not downloaded from the client, and thus stores a second set of workspace data. The global server may be configured to identify and authenticate a user seeking*

global server access from a remote terminal, and is configured to provide access to the first set or to the second set. Further, services may be stored anywhere in the computer network. The global server may be configured to provide the user with access to the services. The system may further include a synchronization-start module at the client site (which may be protected by a firewall) that initiates interconnection and synchronization with the global server when predetermined criteria have been satisfied".

Applicants note that the Examiner has failed to indicate how the abstract of Mendez read on the above limitations of claim 1. In particular, the Examiner has failed to show:

- what in the Abstract of Mendez reads on "*a downloadable service*";
- what in the Abstract of Mendez discloses or suggests that said "*downloadable service*" has "specific access rights" to a file in a user's computer"; and
- what in the Abstract of Mendez discloses or suggests that the file in a user's computer to which the alleged "*downloadable service*" has "specific access rights" is a "*profile file*".

Applicants respectfully remind the Examiner that the Examiner's statement of the grounds of rejection should be expressed in a manner that is clearly developed so as to be informative to the Applicants (see MPEP 706.7 and 707.07(d)).

Applicants note that the Examiner has failed to show how the Abstract of Mendez reads on "*a process for executing a downloadable service with specific access rights to at least one profile file in a user's computer*", and respectfully submit that at least in view of the above, claim 1 is patentable over Mendez.

Should the Examiner maintain the present rejection, the Applicants respectfully request the Examiner to provide a clear explanation of how the Abstract of Mendez reads on "*a process for executing a downloadable service with specific access rights to at least one profile file in a user's computer*".

The Examiner opines that Mendez teaches, as claim 1, *"said computer comprising a web browser communication to the internet or intranet via a first communication port and socket"* (column 2, lines 45-48).

Applicants note that column 2, lines 45-48 of Mendez recite: *"A user can gain access to a global server using any terminal, which is connected via a computer network such as the Internet to the global server and which is enabled with a web engine"*.

Applicants note that according to the Examiner, the user terminal of Mendez, enabled with a web engine, reads on the user's computer *"comprising a web browser communication to the internet or intranet via a first communication port and socket"* of claim 1.

The Examiner opines that Mendez teaches, as claim 1, *"said process being characterized in that it involves the steps of: arranging a continued (sic) run time environment which is assigned a second communication port and socket and providing restricted access to at least one profile file"* (column 10, lines 4-19, wherein workspace data in a client is accessed). Please note that the claim includes the word "confined" rather than "continued".

Applicants note that column 10, lines 4-19 of Mendez recite: *"An operating system 735 includes a program for controlling processing by the CPU 705, and is typically stored in the data storage device 720 and loaded into the RAM 730 (as illustrated) for execution. A service engine 175 includes a service program for managing workspace data 180 that includes version information (not shown). The service engine 175 may be also stored in the data storage device 720 and loaded into the RAM 730 (as illustrated) for execution. The workspace data 180 may be stored in the data storage device 330. As stated above with reference to FIG. 1, the base system 170 operates to synchronize the workspace data 180 on the client 165 with the workspace data 163 on the global server 115. The base system 170 may be also stored in the data storage device 720 and loaded into the RAM 730 (as shown) for execution. The base system 170 is described in greater detail with reference to FIG. 8"*.

Applicants note that the Examiner has failed to show:

-what in the above excerpt reads on *"arranging a confined run time environment"*;

-what in the above excerpt discloses or suggests that the *"confined run time environment"* is *"assigned a second communication port and socket"*; and

-what in the above excerpt discloses or suggests *"providing restricted access to at least one profile file"*.

Besides, Applicants note that the client 165 having workspace data 180 that is synchronized with workspace data 163 on global server 115 is distinct from Mendez's user terminal 105 (as unambiguously shown for example in fig. 1 of Mendez). Applicants have noted above that the Examiner considers that Mendez's user terminal reads on the user's computer of claim 1. Applicants note that it is not consistent to opine that the above excerpt, which does not relate to user terminal 105, relates in any way to a process *"in a user's computer"* as recited in claim 1. Accordingly, Applicants note that even if the Examiner could show that column 10, lines 4-19 of Mendez disclose or suggest a process involving *"arranging a confined run time environment which is assigned a second communication port and socket and providing restricted access to at least one profile file"*, the Examiner would still fail to show that such process reads on a process *"in a user's computer"* as recited in claim 1. For these reasons also, Applicants respectfully submit that claim 1 is patentable over Mendez.

The Examiner opines that Mendez teaches, as claim 1, *"downloading said service through said second communication port so that it is received by said confined run time environment"* (column 8, lines 41-54, wherein a server opens a communication channel to access client data).

Applicants note that column 8, lines 41-54 of Mendez recite: *"For example, when a client 165 attempts to access the global server 115, the security engine 384 determines whether the global server 115 accepts in-bound communications from a particular port"*.

Applicants note that the Examiner has failed to show:

- what in the above excerpt reads on *"downloading"* a service;
- what in the above excerpt reads on *"a confined run time environment"*; and
- what in the above excerpt reads on downloading a service on a *"second communication port"* to the confined run-time environment.

Besides, Applicants note as above that the client 165 is distinct from Mendez's user terminal 105, whereby it cannot be said that the above excerpt relates to a process *"in a user's computer"* as recited in claim 1. Accordingly, even if the Examiner could show that column 8, lines 41-54 of Mendez disclose or suggest a process involving *"downloading said service through said second communication port so that it is received by said confined run time environment"*, the Examiner would still fail to show that such process reads on a process *"in a user's computer"* as recited in claim 1. For the above reasons also, Applicants respectfully submit that claim 1 is patentable over Mendez.

The Examiner opines that Mendez discloses, as claim 1, *"executing said service within said confined run time environment whereby said service is given an access to said at least one profile file in a secure environment"* (column 10, lines 16-19, wherein the base system is executed).

Applicants note that column 10, lines 16-19 of Mendez recite: *"The base system 170 may be also stored in the data storage device 720 and loaded into the RAM 730 (as shown) for execution. The base system 170 is described in greater detail with reference to FIG. 8"*.

Applicants note that by opining that the above excerpt reads on *"executing said service"*, the Examiner implies that the base system 170 of Mendez, loaded in RAM 730 for execution, reads on the *"service"* of claim 1.

Applicants note however that the Examiner has failed to show what in the above excerpt reads on the *"confined run time environment"* in which the *"service"* is executed.

Besides Applicants note that the base system 170 of Mendez is part of the client 165 (see fig. 1 of Mendez), whereby it cannot be said that the above excerpt relates to a process *"in a user's computer"* as recited in claim 1. Accordingly, even if the Examiner could show that column 10, lines 16-19 of Mendez disclose or suggest a process involving *"executing said service within said confined run time environment whereby said service is given an access to said at least one profile file in a secure environment"*, the Examiner

would still fail to show that such process reads on a process "*in a user's computer*" as recited in claim 1. For the above reasons also, Applicants respectfully submit that claim 1 is patentable over Mendez.

Claims 2-3, 12-13 and 15

Claims 2-3, 12-13 and 15 depend on claim 1. Applicants submit that at least in view of their respective dependencies on claim 1, claims 2-3, 12-13 and 15 are patentable over Mendez.

New claim 16

Applicants respectfully submit that the arguments used above for showing that claim 1 is patentable over Mendez can be used to show that claim 16 is patentable over Mendez.

In view of the above, Applicants submit that the application is now in condition for allowance and respectfully urge the Examiner to pass this case to issue.

The Commissioner is authorized to charge any additional fees that may be required or credit overpayment to deposit account no. 08-2025. In particular, if this response is not timely filed, the Commissioner is authorized to treat this response as including a petition to extend the time period pursuant to 37 CFR 1.136(a) requesting an

extension of time of the number of months necessary to make this response timely filed and the petition fee due in connection therewith may be charged to deposit account no. 08-2025.

I hereby certify that this correspondence is being deposited with the United States Post Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendments, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

October 27, 2006

(Date of Transmission)

Susan Papp

(Name of Person Transmitting)




(Signature)

October 27, 2006

(Date)

Respectfully submitted,



Richard P. Berg
Attorney for Applicants
Reg. No. 28,145
LADAS & PARRY
5670 Wilshire Boulevard, Suite 2100
Los Angeles, California 90036
(323) 934-2300 voice
(323) 934-0202 facsimile